

BEFORE THE VIRGINIA GAS AND OIL BOARD

APPLICANT: Equitable Production Company

DIVISION OF GAS AND OIL  
DOCKET NO. VGOB 89-0126-0009-24

RELIEF SOUGHT: MODIFICATION OF NORA COALBED GAS UNIT NOS.: BS 42 (VC-505893), BU 41 (VC-536421).

AFFECTED UNITS: (See Attached Exhibit A)

APPLICATION

1. **Applicant and its counsel:** Applicant is **Equitable Production Company** 1710 Pennsylvania Ave., Charleston, West Virginia, 25302, (800) 926-1759. Applicant's Counsel is James E. Kaiser 220 Broad Street, Suite 210, Kingsport, TN 37660 (423) 578-3838.

2. **Relief sought:** (1) Modification of the Nora Coalbed Methane Gas Field Rules, to allow one additional coalbed gas well to be drilled within each of the 58.77 acre Nora Units identified above. (2) For an administrative order providing that additional well permits may be issued in the Nora Field after this application is filed and while it is pending.

3. **Legal authority:** 4 VAC 25-160-50 and § 45.1-361.20 of the Code of Virginia.

4. **Proposed provisions of order sought:** That one additional coalbed methane gas well may be drilled in each of the above referenced Nora Units; that the second well be located at least 600 feet from the nearest coalbed methane well; (and that production/royalties from each coalbed methane well drilled in the said Units shall continue to be allocated solely to the owners and claimants of and to the coalbed methane within the Unit in which the well is located.)

5. **Type of wells and field:** Coalbed methane frac wells within the portion of the Nora Coalbed Gas Field described above, and as depicted in the attached Exhibit A.

6. **Formations subject to application:** All coal beds and coal seams including all Pennsylvania aged coals from the top of the Raven, but not limited to Jawbone, Greasy Creek, C-Seam, War Creek, Beckley, Lower Horsepen, X-Seam, Poca 6, Poca 5, Poca 3, Poca 2, and any unnamed coal seams and other associated formations known as the Nora Coalbed Gas Field.

7. **Description of interest/claim of persons being notified:** Coalbed methane.

8. **Estimated ultimate recovery in each Nora Unit identified above:** 525 MMCF

9. **Plat:** See Exhibit A annexed hereto.

10. **The boundaries and acreage affected:** see Exhibit A annexed hereto.

11. **Attestation:** The foregoing application to the best of my knowledge, information and belief is true and correct.

**Equitable Production Company**

By: 

James E. Kaiser  
220 Broad Street, Suite 210  
Kingsport, TN 37660  
(423) 578-3838

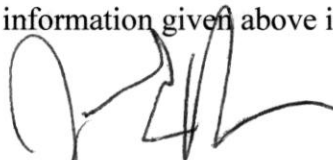
## AFFIDAVIT OF DUE OF DILIGENCE

### COMMONWEALTH OF VIRGINIA COUNTY OF DICKENSON

I, James E. Kaiser, after being duly sworn upon oath, state as follows:

1. I am responsible for the notification process required by VA. Code Ann. § 45.1-361.19 and VR 480-05-22.2 § 4.
2. That Equitable Production Company has exercised due diligence in attempting to locate and notice all owners and claimants who are unleased and/or who were not previously pooled by prior order(s) of the Virginia Gas and Oil Board regarding **the Nora Coalbed Gas Field**, all as required by Va. Code Ann. § 45.1-361.19 and VR 480-05-22.2.
3. That on **March 14, 2008** a true and correct copy of the Notice of Hearing with Exhibits will be mailed, via certified mail return receipt requested, to all owners and claimants listed in Exhibit B for whom mailing addresses were then available.
4. That Equitable Production Company will continue to exercise due diligence in attempting to locate and identify the names and/or addresses of any unknown of unlocatable parties and, if located or identified, will notify them of Equitable Production Company's application.

I have read the foregoing, and the information given above is true and correct to the best of my knowledge and belief.



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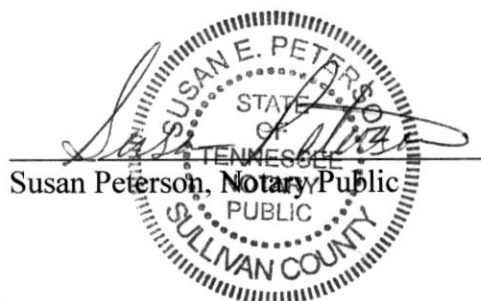
James E. Kaiser  
Counsel for  
Equitable Production Company

**ACKNOWLEDGMENT**

STATE OF TENNESSEE

COUNTY OF SULLIVAN

TAKEN, SUBSCRIBED AND SWORN to before me this 14<sup>th</sup> day of  
March, 2008.



My commission expires: November 12, 2008.

**BEFORE THE VIRGINIA GAS AND OIL BOARD**

**APPLICANT: Equitable Production Company    DIVISION OF GAS AND OIL  
DOCKET NO. 89-0126-0009-24**

**RELIEF SOUGHT: MODIFICATION OF  
NORA COALBED GAS FIELD**

**AFFECTED UNITS: Multiple (See Attached Exhibit A)**



**NOTICE OF HEARING**

**HEARING DATE: April 15, 2008**  
**PLACE: Southwest Virginia Higher Education Center  
Campus of Virginia Highlands Community College  
Abingdon, Virginia**  
**TIME: 9:00 a.m.**

**COMMONWEALTH OF VIRGINIA:**

**To:** See Exhibit "B" attached hereto:

1. **Applicant and its counsel:** Applicant is Equitable Production Company, 1710 Pennsylvania Ave., Charleston, West Virginia, 25302, (800) 926-1759. Applicant's Counsel is James E. Kaiser, 220 Broad Street, Suite 210, Kingsport, TN 37660, (423) 578-3838.

2. **Relief sought:** (1) Modification of the Nora Coalbed Methane Gas Field Rules, to allow one additional coalbed gas well to be drilled within each of the 58.77 acre Nora Units identified above. (2) For an administrative order providing that additional well permits may be issued in the Nora Field after this application is filed and while it is pending.

3. **Legal authority:** 4 VAC 25-160-50 and § 45.1-361.20 of the Code of Virginia.

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7. **Description of interest/claim of persons being notified:** Coalbed methane.

8. **Estimated ultimate recovery in each Nora Unit identified above:** 525 MMCF

9. **Plat:** See Exhibit A annexed hereto.

10. **The boundaries and acreage affected:** See Exhibit A annexed hereto.

11. **Attestation:** The foregoing notice to the best of my knowledge, information and belief is true and correct.

**NOTICE IS FURTHER GIVEN** that this cause has been set for hearing and the taking of evidence at the time and place first stated above and that notice will be published as required by law and the Rules of the Virginia Gas and Oil Board.

**NOTICE IS FURTHER GIVEN** that you may attend this hearing, with or without an attorney, and offer evidence or state any comments you have. For further information or a copy of the application and any exhibits thereto, you may contact the Virginia Gas and Oil Board, State Oil and Gas Inspector, Department of Mines, Minerals and Energy, Division of Gas and Oil, P.O. Box 1416, Abingdon, Virginia 24410, (276) 676-5423 or the Applicant at the address shown below.

Equitable Production Company

By: 

James E. Kaiser

220 Broad Street, Suite 210

Kingsport, TN 37660

(423) 578-3838

**TOTAL UNIT AREA  
= 58.77 ACRES**

**NOTE:**

PROPERTY INFORMATION PROVIDED BY EQUITABLE  
PRODUCTION COMPANY.

ELEVATIONS WERE DETERMINED BY GPS & TRIGONOMETRIC  
METHODS BASED ON BENCH MARK P-424.

LATITUDE 37°02' 30"



PROPOSED LAT. & LONG.  
(NAD 27 DECIMAL DEGREES)  
OF WELL VC-536421

37.014280  
82.360134

PROPOSED CCC  
COORDINATES OF  
WELL VC-536421

S 31,191.25  
E 6,798.02

**UNIT BOUNDARY**

Delores Cole- surface  
Standard Banner Coal Corp.- surface

PP-1  
(Spike Nail)

Proposed  
VC-536421

PP-3  
(Spike Nail)

Proposed  
VCI-538674

VC-536421

VCI-538674

PP-3  
(Spike Nail)

A

McCoy Cem

PROPOSED LAT. & LONG.  
(NAD 27 DECIMAL DEGREES)  
OF WELL VCI-538674

37.012242  
82.361756

PROPOSED CCC  
COORDINATES OF  
WELL VCI-538674

S 31,933.28  
E 6,324.78

**WELL LOCATION PLAT (Nora Grid BU-41)**

COMPANY EQUITABLE PRODUCTION CO.

WELL NAME OR NUMBER VC-536421 & VCI-538674

TRACT NO. TL-223

QUADRANGLE Nora

DISTRICT Kenady

WELL COORDINATES (VIRGINIA STATE PLANE 27) (VC-536421 N 270,957.87 E 873,253.31)

(VCI-538674 N 270,235.86 E 872,749.62)

ELEVATION (VC-536421 = 2,468.55) (VCI-538674 = 2,570.86) METHOD USED TO DETERMINE ELEVATION: GPS & TRIG.

COUNTY Dickenson

SCALE: 1" = 400'

DATE 3-12-08

THIS PLAT IS A NEW PLAT ☒ AN UPDATED PLAT ☐ ; OR A FINAL LOCATION PLAT ☐

+ DENOTES THE LOCATION OF A WELL ON UNITED STATES TOPOGRAPHIC MAPS, SCALE 1 TO 24,000,  
LATITUDE AND LONGITUDE LINES BEING REPRESENTED BY BORDER LINES AS SHOWN.

*Phillip M. Seals*

LICENSED LAND SURVEYOR

(AFFIX SEAL)

## **EXHIBIT PL-1**

### **Property Ownership Information for EPCO Well # VC-536421 & VCI-538674**

①

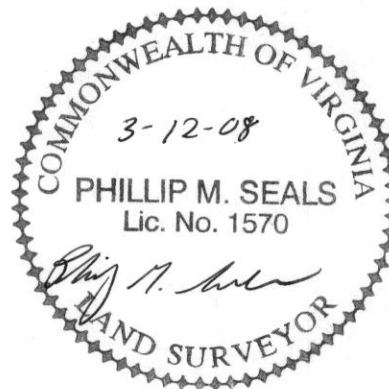
LEASE NO. 906889L/ TL-223  
W. T. GOODLOE T-99  
1005.00 ACRES  
STANDARD BANNER COAL CORP.-  
coal, oil, gas & cbm  
WELLMORE ENERGY COMPANY, LLC.- coal lessee  
GAS 27.40 AC. 46.62%

②

LEASE NO. 906889L/ TL-223  
ELIJAH RASNICK T-38  
171.31 ACRES  
surface, oil, & gas  
ELIJAH RASNICK T-90  
217.015 ACRES  
coal  
STANDARD BANNER COAL CORP.-  
surface, coal, oil, gas & cbm  
WELLMORE ENERGY COMPANY, LLC.- coal lessee  
GAS 31.06 AC. 52.85%

③

LEASE NO. 906889L/ TL-223  
ELIJAH RASNICK T-90  
217.015 ACRES  
STANDARD BANNER COAL CORP.- coal (cbm)  
WELLMORE ENERGY COMPANY, LLC.- coal lessee  
UNLEASED  
DWIGHT D. McCOY, et al.  
8.631 ACRES  
surface, oil & gas (cbm)  
GAS 0.31 AC. 0.53%



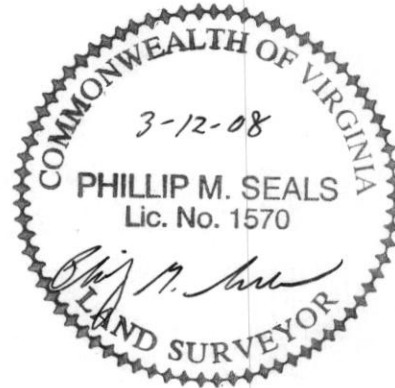


**EXHIBIT PL-2**

**Coal Ownership Supplement Sheet For EPCO Well # VC-536421 & VCI-538674 Showing Coal  
Ownership outside the Unit Boundary and Within a 750 Ft. Radius of the Well Location**

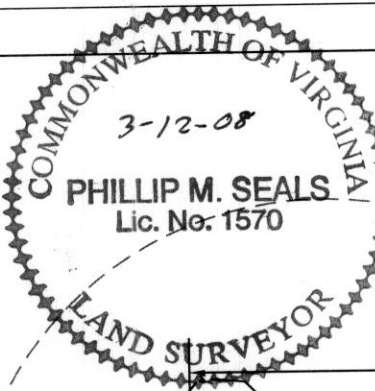
**Ⓐ**

**LEASE NO. 906889L/ TL-223  
ELIJAH RASNICK T-90  
217.015 ACRES  
STANDARD BANNER COAL CORP.- coal (cbm)  
WELLMORE ENERGY COMPANY, LLC.- coal lessee  
UNLEASED  
CHARLES KENNETH McCOY  
8.41 ACRES  
surface, oil & gas (cbm)**



7,242'

LATITUDE 37°02' 30"



LEASE NO. 906889L/ TL-223  
STANDARD BANNER COAL CORP.-  
5747.00 ACRES  
coal, oil, gas & cbm  
WELLMORE ENERGY COMPANY, LLC - coal lessee  
THE BANNER COMPANY-coal operator  
GAS 58.77 AC, 100 %

651

LONGITUDE 82° 20' 00"

6,585'

PROPOSED LAT. & LONG.  
(NAD 27 DECIMAL DEGREES)  
OF WELL VCI-538741

37.023580  
82.358138

PROPOSED CCC  
COORDINATES OF  
WELL VCI-538741  
S 27,805.24  
E 7,380.01

Proposed  
VCI-538741

Delores Cole- surface

DMLR Permit #  
1101763

Proposed  
VC-505893

Cem

Smith Cem

UNIT BOUNDARY

TOTAL UNIT AREA  
= 58.77 ACRES

**NOTE:**

PROPERTY INFORMATION PROVIDED BY EQUITABLE  
PRODUCTION COMPANY.

ELEVATIONS WERE DETERMINED BY GPS & TRIGONOMETRIC  
METHODS BASED ON BENCH MARK P-424.

DMLR Permit #  
1201271

DMLR Permit #  
1101763

**WELL LOCATION PLAT (Nora Grid BS 42)**COMPANY EQUITABLE PRODUCTION CO.WELL NAME OR NUMBER VCI-538741TRACT NO. TL-223QUADRANGLE NoraDISTRICT KenadyWELL COORDINATES (VIRGINIA STATE PLANE 27) N 274,317.06 E 873,973.78ELEVATION 2,436.83METHOD USED TO DETERMINE ELEVATION: GPS & TRIG.COUNTY DickensonSCALE: 1" = 400'DATE 3-12-08THIS PLAT IS A NEW PLAT ☒ ; AN UPDATED PLAT ☐ ; OR A FINAL LOCATION PLAT ☐

✚ DENOTES THE LOCATION OF A WELL ON UNITED STATES TOPOGRAPHIC MAPS, SCALE 1 TO 24,000,  
LATITUDE AND LONGITUDE LINES BEING REPRESENTED BY BORDER LINES AS SHOWN.

LICENSED LAND SURVEYOR

(AFFIX SEAL)



**EXHIBIT "B"**  
**Increased Density**  
**Middle Fork (BS 42, BU 41)**

Standard Banner Coal Corp  
P.O. Drawer 750  
Wise, VA 24293  
c/o Mike Clisso

Wellmore Energy Company  
1005 Glenway Ave  
Bristol, VA 24202  
ATTN: Brian Sullivan

Wellmore Coal Company  
Blackwatch Division  
P. O. Box 458  
Big Rock, VA 24603  
ATTN: Bill Fuller

Rose Mary McCoy Sturgill  
P.O. Box 3092  
5258 Clearwater Road  
Wise, VA 24293

James R. McCoy  
1262 Tulip Circle  
Sevierville, TN 37862

Dwight D. McCoy &  
Bonnetta McCoy  
489 Cold Springs Road  
Nora, VA 24272

Norma McCoy McGill  
1143 Hunters Lane, Lot 28  
Nashville, TN 37207

Alice Kay McCoy Garrett  
100 Kingston Road  
Blountville, TN 37617

Harold G. McCoy &  
Barbara A. McCoy  
662 Cold Springs Road  
Nora, VA 24272

Joreen Hammons  
5707 W. Kesslers Crossing  
Fredericksburg, VA 22407

**EXHIBIT "B"**  
**Increased Density**  
**Middle Fork (BS 42, BU 41)**

Charles Kenneth McCoy &  
Patricia A. McCoy  
847 Cold Springs Road  
Nora, VA 24272

Laura Gerlene McCoy Taylor  
21014 Lovers Lane  
Bristol, VA 24202-4228

James P. Herring &  
Debra A. Herring  
1431 E. State St. Lot #6  
Bristol, TN 37620

Danny Kermit McCoy  
21014 Lovers Lane  
Bristol, VA 24202-4228

Pam Walker Day  
1240 Flatwood Road NW  
Ramsey, IND 47166

Ferrell Doug Reed &  
Deirdre Leann Reed  
P.O. Box 2007 (mailing)  
Clintwood, VA 24228  
6437 DC Caney Ridge Rd. (physical)  
Coeburn, VA 24230

Carlotta Reed Hawkins &  
Ross E. Hawkins  
Holly Brook Trailer # 10  
Clintwood, VA 24228

Rita Reed Rose  
P.O. Box 1631  
Clintwood, VA 24228

Gina (Regina) Reed Patterson &  
Ralph Patterson  
P.O. Box 2003  
Clintwood, VA 24228

Brownlow Grizzel  
Rt. 1 Box 194  
Nora, VA 24279

**EXHIBIT "B"**  
**Increased Density**  
**Middle Fork (BS 42, BU 41)**

Mina Lois Summerton &  
Robert Lowell Summerton  
401 Vine Street  
Ashland, OH 44805

Joyce Nell Phillips Cloud  
989 N Arthur Street  
Fresno, CA 93728

Ruth Phillips  
201 Vine Street  
Ashland, OH 44805

Larry Phillips &  
Jeweleen Phillips  
P.O. Box 366  
Nora, VA 24279



